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8 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13  
14 UNITED STATES OF AMERICA, ) CR No. 08-0025 WHA  
15 Plaintiff, ) STIPULATION AND [PROPOSED] ORDER  
16 v. ) EXCLUDING TIME FROM MAY 14, 2008  
17 REMSEN BENEDICT, ) THROUGH JUNE 24, 2008  
18 Defendant. )  
19

20 On May 14, 2008, the parties in this case appeared before the Court and stipulated that  
21 time should be excluded from the Speedy Trial Act calculations from May 14, 2008 through June  
22 24, 2008. The parties represented that granting the continuance was necessary for  
23 effective preparation of counsel, taking into account the exercise of due diligence to afford

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1 defense counsel time to review the images at issue and for the parties to thereafter engage in  
2 meaningful plea negotiations. See 18 U.S.C. § 3161(h)(8)(B)(iv).

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4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO  
7 United States Attorney

8 DATED: May 30, 2008

9 \_\_\_\_\_/s/ Denise Barton  
10 DENISE MARIE BARTON  
11 Assistant United States Attorney

12 DATED: May 30, 2008

13 \_\_\_\_\_/s/  
14 GEORGE C. BOISSEAU  
15 GEOFFREY DUNHAM  
16 Attorney for REMSEN BENEDICT

17 As the Court found on May 14, 2008, and for the reasons stated above, the Court finds that  
18 the ends of justice served by the continuance outweigh the best interests of the public and the  
19 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act  
20 calculations from May 14, 2008 to June 24, 2008 for effective preparation of counsel. See 18  
21 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny counsel  
22 reasonable time necessary for effective preparation, taking into account the exercise of due  
23 diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

24  
25 SO ORDERED.

26 DATED: \_\_\_\_\_

27 HON. WILLIAM H. ALSUP  
28 United States District Court Judge